

216 / BT 12.303

Re: Patent Application

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Date:

June 5, 2003

TRANSMITTAL LETTER

File No.:

A0.031

In re:

Applicant(s): Barry J. Fiala and

Art Unit:

2161

Assignee:

Mark B. Hodes Riverborne Communications, Inc.

Appl. No.:

10/041,934

Jan. 8, 2002

.:,

Supplementary IDS

Filed: For:

Point-of-Sale Activation and

Docket No.: A0,031

Subsequent Registration of Products

TO THE COMMISSIONER FOR PATENTS:

RECEIVED

JUN 1 6 2003

Sir:

Enclosed herewith are the documents set forth hereinbelow for processing OUP 3600

Supplementary Information Disclosure Statement (2 pages); copy of PTO

1449 with attached reference AR (2 pages); and return Postcard.

Also enclosed is my check in the sum of \$\\_\$N/A\_ for the required fee.

Please charge any additional fees or credit any overpayment concerning the filing of the enclosed documents to Deposit Account No. 23-0125.

Respectfully submitted,

RIVERBORNE COMMUNICATIONS, INC.,

Assignee

Date:

6/5/2003

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Comm-

issioner for Patents, Alexandria, VA 22313-

1450, on <u>4/5/2005</u>

Russell H. Walker Reg. No. 35,401

Date: 6/5/200

Bv:

Russell H. Walker

Walker, McKenzie & Walker, P.C.

6363 Poplar Ave., Suite 434 Memphis, TN 38119-4896

Tel. No. (901) 685-7428

Registration No. 35,401

Attorney for Assignee



Re: Patent Application

THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Barry J. Fiala and Mark B. Hodes

Group Art Unit:

2161

Assignee:

Riverborne

Examiner:

Communications, Inc.

10/041,934

SUPPLEMENTARY IDS

Appl. No.: Filed:

January 8, 2002

Docket No.:

A0,031

For:

Point-of-Sale Activation and Subsequent Registration of Products

COMMISSIONER FOR PATENTS **ALEXANDRIA, VA 22313-1450** 

## SUPPLEMENTARY INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.56

Submitted herewith on Form PTO-1449 is a listing of other prior art known to applicants in order to comply with applicants' duty of disclosure pursuant to 37 C.F.R. § 1.56. This supplemental disclosure is in addition to Information Disclosure Statement submitted with the specification and is further in addition to the Supplemental Information Disclosure Statements submitted in this case on February 7, 2003, February 24, 2003 and March 10, 2003. A copy of each listed other prior art is also being submitted to comply with the provisions of 37 C.F.R. §§ 1.97-1.99.

This same PTO-1449 form was previously filed with the Supplementary IDS submitted in this case on February 7, 2003. Even though the itemized return receipt postcard from the U.S.P.T.O. Mail Room indicates that all items were received by the U.S.P.T.O., it is unclear from the photocopies of references attached to the copy of that previously-submitted PTO-1449 in the undersigned attorney's files whether a copy of reference AR was provided with that Supplementary IDS, so as a precaution, another copy of that reference is provided herewith.

The submission of any document herewith, which is not a statutory bar, is not intended as an admission that such document constitutes prior art against the claims of the present application. Applicants do not waive any rights to take any action

which would be appropriate to antedate or otherwise remove as a competent reference any document which is determined to be a prima facie prior art reference against the claims of the present application.

Because this Supplementary IDS is being filed prior to the mailing of any Office Action on the merits, no fee should be required for its submission. 37 C.F.R. § 1.97(b)(3). However, if any filing fee is required for the filing of this Supplementary IDS, please charge any such fee, or refund any overpayments, to Deposit Account 23-0125.

Respectfully submitted,
RIVERBORNE COMMUNICATIONS, INC.,
Assignee

Memphis, TN 38119-4896

Date: [   5   200 3	By: Mul H. Ml
I hereby certify that this correspondence is being deposited with the United States	Russell H. Walker Walker, McKenzie & Walker, P.C.
Postal Service as first class mail in an en-	6363 Poplar Ave., Suite 434

velope addressed to: Commissioner

Date: 4/5/2003

for Patents, Alexandria, VA 22313-1450, on 5/2003 Registration No. 35,401 Attorney for Assignee

Russell H. Walker Reg. No. 35,401

Attorney for Assigne





Form PTO-1449 (Modification U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE

**LIST OF PRIOR ART** 

**CITED BY APPLICANT** 

(Use Several Sheets if Necessary)

Appl No.: :

Atty. Docket No.: A0,031

10/041,934

Applicants:

Barry J. Fiala and Mark B. Hodes

Filing Date:

Jan. 8, 2002

Group:

2161

**U.S. Patent Documents** 

Examiner		Document				Sub-	Filing
Initial		Number	Date	Name	Class	class	Date
	AA	4,528,643	7/9/85	Freeny, Jr.	364	900	1/10/83
	AB	5,327,485	7/5/94	Leaden	379	95	12/1/92
	AC	5,367,148	11/22/94	Storch et al.	235	375	3/15/91
	AD	5,809,144	9/15/98	Sirbu et al.	380	25	8/24/95
	AE	5,950,173	9/7/99	Perkowski	705	26	5/12/97
	AF	6,018,719	1/25/00	Rogers et al.	705	24	10/2/96
	AG	6,212,638	4/3/01	Lee et al.	713	179	12/2/97
	AH	6,243,468	6/5/01	Pearce et al.	380	255	4/29/98
	Al	6,327,363	12/4/01	Henderson et al.	379	265.01	11/24/98
	AJ				,		
	AK						

**Foreign Patent Documents** 

Examiner		Document Number	Publication Date	Country or Patent Office	Class	Sub- class	Translation	
Initial	}						Yes	No
	AL							
	AM							
	AN	-						
	AO				,			
	AP							
1	AQ							

Other Prior Art (Including Author, Title, Date, Pertinent Pages, Etc.)

A	۱R	FastWeb Prepaid Internet Access Starter Kit, U.S. South Communications, Inc. (date unknown).	
-	\S	RECEIVE	D
1	T	JUN 1 6 2003	
1	UA	GROUP 36	00
Examiner		Date Considered	